

2778-157
RHC:rp



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

American Italian Pasta Company)

Opposer,)

v.)

Barilla G. E R. Fratelli)

- Società Per Azioni)

(By change of name),)

Applicant.)

OPPOSITION NO. 91161373

78156703

STIPULATED MOTION FOR EXTENSION OF TIME OF SCHEDULING ORDER

Applicant, Barilla G. E R. Fratelli - Società Per Azioni,
with consent of Opposer, respectfully requests the Board to
approve an extension of the period for discovery to close a
further 30 days, and that the testimony periods be reset as
appropriate in the above-captioned proceeding.

This request is not being filed for purposes of delay, but
to allow the parties additional time to exchange discovery and
investigate the related facts.

Counsel for Opposer Thomas H. Van Hoozer, agreed to this
extension in a telephone conversation with undersigned counsel on
November 29, 2004.

The scheduling order is requested to be reset as follows:

Discovery period to close

April 8, 2005

Testimony period for party
in position of plaintiff to
close (opening 30 days prior
thereto)

July 7, 2005

Testimony period for party
in position of defendant to
close (opening 30 days prior
thereto)

September 5, 2005

Rebuttal testimony period to
close (opening 15 days prior
thereto)

October 20, 2005

Respectfully submitted,

Barilla G. E R. Fratelli -
Società Per Azioni

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **STIPULATED MOTION FOR EXTENSION OF TIME OF SCHEDULING ORDER** was served via first-class mail, in a postage prepaid envelope, on counsel for **Opposer** as follows:

Thomas H. Van Hoozer, Esq.
Law Offices of Hovey Williams LLP
2405 Grand Boulevard
Suite 400
Kansas City, Mo. 64108-2519

This 17th day of December, 2004.


Robert DiGiovanni

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #72